

AGENDA

PERSONNEL BOARD MEETING

JANUARY 9, 2009

9:30 a.m.

1. Call to Order – Swearing of new members, Larry Gillis and John Dunaway
2. Reading of the Minutes of Regular Meeting held December 12, 2008
Minutes Signed
3. Executive Director and Secretary's Report
4. Report of the Personnel Cabinet
 - A. 101 KAR 2:066E and 101 KAR 2:066
Veterans' Preference Regulation (Emergency)
5. **Petitioned Position(s)**
 - A. Kentucky State Police – Staff Assistant
6. **Oral Arguments**
 - A. ~~Greg Jennings v. Public Protection Cabinet~~ (Settled)
 - B. Gary Parrott v. Transportation Cabinet (Request by Appellee)
 - C. ~~Shirley Robbins v. Department of Veterans Affairs~~ (Moved to March)
7. **Motions**

*** A. Shirley Robbins v. Department of Veterans Affairs (Case moved to March)
--Appellee's Motion to Strike Appellant's Exceptions and Request for Oral
Argument as untimely
--Appellant's response to Motion to Reject Exceptions
8. **Investigations**
9. **Closed Session**

10. **Cases to be Decided**

- A. ~~Greg Jennings v. Public Protection Cabinet~~ (Settled)
 - B. Gary Parrott v. Transportation Cabinet (5-day suspension for lack of good behavior – appeal sustained to the extent of changing to a 3-day suspension)
--Appellee's Exceptions and Request for Oral Argument
*** --Appellant's Response to Exceptions
 - C. ~~Shirley Robbins v. Department of Veterans Affairs~~ (Moved to March meeting)
 - D. Mark Smith v. Energy and Environment Cabinet and Ronald Matar (Promotion – sustained to the extent, promotion set aside to be redone)
DEFERRED FROM DECEMBER MEETING
--Appellee's Exceptions
--Appellant's Exceptions, Response to Exceptions and Request for Oral Argument
 - E. James Mensing v. Justice and Public Safety Cabinet (Demotion – sustained to the extent of changing demotion from two grades to one)
DEFERRED FROM DECEMBER MEETING
--Appellee's Exceptions
 - F. Nancy Nusz, et al v. Education and Workforce Development Cabinet and Personnel Cabinet (7 appeals) (Pay equity – appeals sustained)
DEFERRED FROM NOVEMBER AND DECEMBER MEETINGS
--Appellee Department of Education's Exceptions and Request for Oral Argument
--Appellee Personnel Cabinet's Exceptions and Request for Oral Argument
--Appellants' Response to Department of Education's Exceptions
 - G. Russell Caudill v. Tourism, Arts and Heritage Cabinet (Constructive discharge – appeal dismissed)
 - H. Lowell Grubb v. Justice and Public Safety Cabinet (Two-day suspension – appeal sustained to the extent)
*** --Appellee's Exceptions (Returned as untimely)
 - I. ~~Vicky Wilson v. Cabinet for Health and Family Services~~ (Moved to February)
- Show Cause Orders – No Response Filed – Appeals Dismissed
- J. Danielle Elliston v. Justice and Public Safety Cabinet

11. **Withdrawals**

- A. Blaine Kohl v. Office of the Attorney General
- B. Barbara Litteral v. Personnel Cabinet
- C. Patricia Walker v. Cabinet for Health and Family Services
- D. Justin Prater v. Cabinet for Health and Family Services
- *** E. Suzanne Minnick v. Personnel Cabinet

12. **Settlements**

- A. Gary Davis v. Public Protection Cabinet
- B. Connie Green v. Cabinet for Health and Family Services
- *** C. Tonya Horton v. Cabinet for Health and Family Services
- *** D. Greg Jennings v. Public Protection Cabinet

13. **Other**